

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CIVIL PLEADING CLASS  
REGISTRATION NO. 50

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EMORY ZIPPERER )  
Plaintiff, )  
vs. ) Civil Action No. : 03-12379 MLW  
RAYTHEON COMPANY, INC. )  
Defendant. )  
\_\_\_\_\_  
)

ASSENTED TO MOTION OF PLAINTIFF TO REVISE  
STATEMENT FOR LOCAL RULE 16.1 CONFERENCE

The Plaintiff in the above-referenced matter hereby request an extension of the deadlines for the discovery plan and schedules on the grounds that the parties have been attempting to resolve the case and need additional time to pursue settlement discussions.

The Defendant asserts to the following revised plan.

I. DISCOVERY PLAN

The parties propose the following discovery plan:

- A. On or before July 1, 2004: Exchange of documents automatically disclosed.
- B. On or before September 30, 2004: Interrogatories and document requests served.

- C. On or before November 15, 2004: Responses to Interrogatories and document requests due, with documents to be produced by December 1, 2004.
- D. On or before January 31, 2005: Depositions of parties and fact witnesses completed and related supplemental documents requests, if any, issued.
- E. On or before February 28, 2005: Expert witness depositions (if any) and requests for admissions served.

II. PROPOSED SCHEDULE FOR FILING OF MOTIONS

- A. Dispositive motions to be filed by March 1, 2005; and
- B. Replies to be filed by April 15, 2005.

III. PRETRIAL CONFERENCE

Parties expect that the case will be ready for a final pretrial conference in May 1, 2005.

IV. CERTIFICATION OF COUNSEL AND PARTIES

Certifications are forthcoming.

V. OTHER MATTERS

The Plaintiff has consented to trial by a Magistrate Judge. The Defendant has not. The parties are aware of no other agenda items that must be discussed at the Rule 16.1 conference other than those described above.

Respectfully submitted,

Assented to:

RAYTHEON COMPANY  
By its Attorney,

EMORY ZIPPERER  
By his Attorney,

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party by mail (by hand) on 9/29/04 J. P. Dever